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APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/040,936

01/07/2002

D0188/7132

23628 WOLF GREENFIELD & SACKS, PC FEDERAL RESERVE PLAZA 600 ATLANTIC AVENUE BOSTON, MA 02210-2211



CONFIRMATION NO. 3785 FORMALITIES LETTER

OC000000007480849

Date Mailed: 02/14/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

04/17/2002 SDIRETA1 00000070 10040936

FILED UNDER 37 CFR 1.53(b)

02 FC:105 03 FC:103 04 FC:102

740.00 OP 336.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- · The statutory basic filing fee is missing. Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$1308.
 - \$972 for 54 total claims over 20.
 - \$336 for 4 independent claims over 3.
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2178.

A copy of this notice <u>MUST</u> be returned with the reply.

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE





Examiner:

Art Unit:

mpf

Attorney Docket No.: D00188/70132/NPF

Not Yet Assigned

3731

IN THE UNITED STATES ATENT AND TRADEMARK OFFICE

Applicant:

Dennis Cherok et al.

Serial No.:

10/040,936

Conf. No.:

3785

Filed: For:

January 7, 2002

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Implantable Prosthesis

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to BOX MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231, on April 4, 2002.

Colleen Snyder

BOX MISSING PARTS Commissioner for Patents Washington, D.C. 20231

Sir:

Transmitted herewith is/are the following document(s):

- 1. Copy of Notice to File Missing Parts of Nonprovisional Application
- 2. Declaration for Patent Application
- 3. Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

A check in the amount of \$2178.00 is enclosed to cover the basic filing fee, additional claims fee, and declaration surcharge. If the fee is insufficient, the balance may be charged to the account of the undersigned, Deposit Account No. 23/2825.

Respectfully Submitted,

Neil P. Ferraro, Reg. No. 39,188

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April 4, 2002 **X** 4/14/02